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THE EMERGING INTERNATIONAL TRIAL

VOLUME VIII

Adjunct Professor Noah Novogrodsky

Faculty of Law

University of Toronto

2003

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THE EMERGING INTERNATIONAL TRIAL

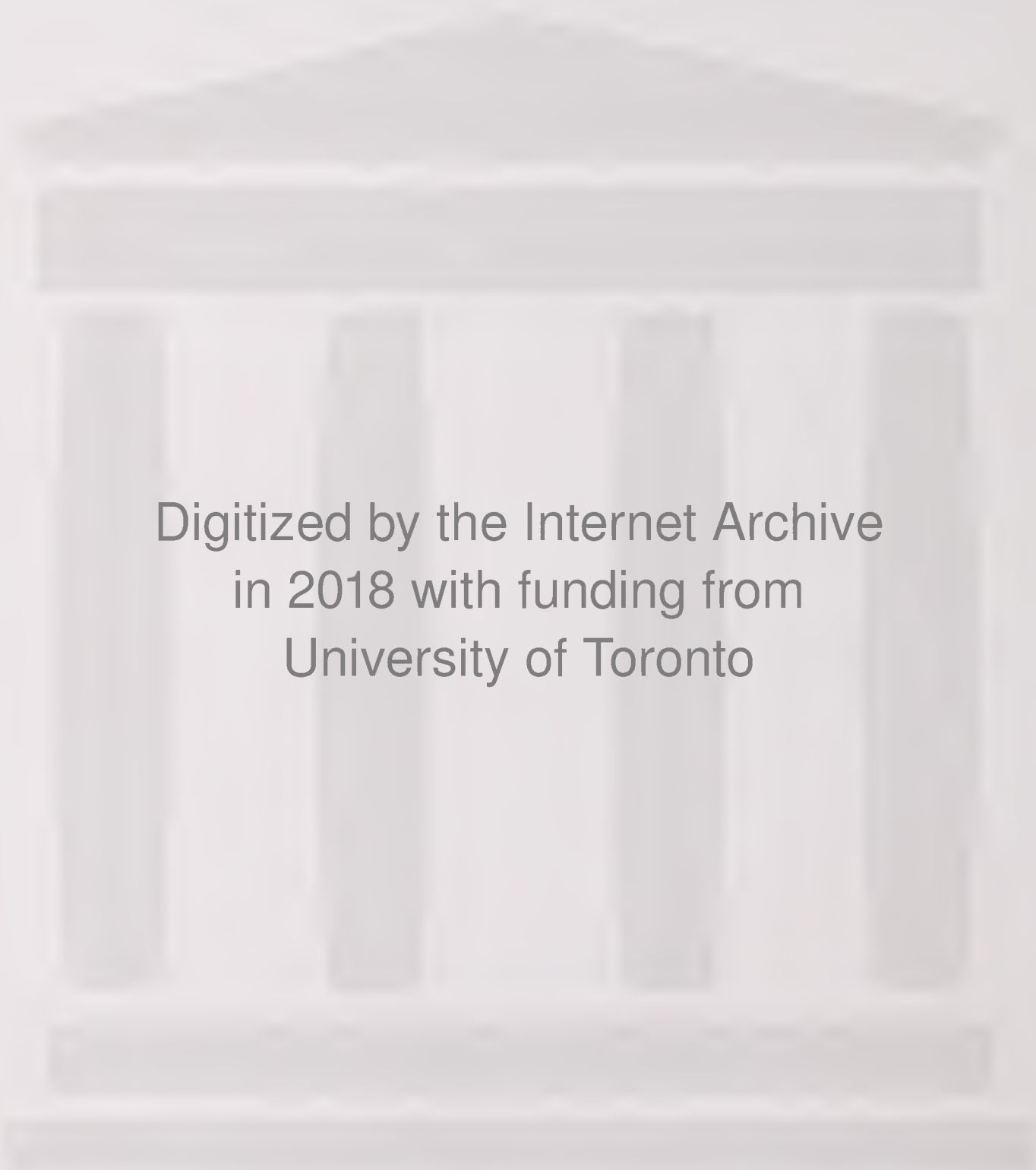
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The Emerging International Trial
Professor (Adjunct) Noah Benjamin Novogrodsky
Spring 2003 Reading List

Week 11 – March 24th (5-7 PM):

Emerging Rules for International Adjudication

(i) The problem of testifying to mass trauma

A. Primo Levi, The Drowned and the Saved (excerpts)

B. Dori Laub, M.D., “Bearing Witness or the Vicissitudes of Listening.”¹

(ii) The mechanics of international justice

C. Richard May and Marieke Wierda, “Trends in International Criminal Evidence: Nuremberg, Tokyo, The Hague and Arusha,” 7 Columbia Journal of Transnational Law 725 (1999).

D. “Former Bosnian Serb President Asks Tribunal for Justice,” *New York Times*, December 17, 2002.

E. Excerpts of Plavsic sentencing transcript, ICTY.

F. Plavsic Sentencing Judgement, ICTY.

G. Jeffrey Tobin, “Victim Power,” *The New Yorker*, March 24, 1997.

(iii) Taking a case to trial

H. Daphne Eviatar, “Following the Blood,” *American Lawyer*, January 2001.

¹ This is the single most important reading this week.

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Week 12 – March 31st:

Bearing Witness to Mass Crimes – Testifying Outside the Trial

- A. Lawrence Douglas, “Film as Witness: Screening Nazi Concentration Camps Before the Nuremberg Tribunal” 105 Yale Law Journal 449 (1995).
- B. Kyo Maclear, Beclouded Visions: Hiroshima-Nagasaki and the Art of Witness (1999)(excerpts).²
- C. Jacobo Timerman, Prisoner Without a Name, Cell Without a Number (1981) (chapter 7).
- D. Carolyn Forché, Against Forgetting: Twentieth Century Poetry of Witness (Introduction).
- E. Primo Levi, “For Adolf Eichman” (1960).

Week 13 – April 7th:

Towards an Understanding of Accounting for International Crimes

- A. Laurel E. Fletcher and Harvey M. Weinstein, “Violence and Social Repair: Rethinking the Contribution of Justice to Reconciliation,” 24 Human Rights Quarterly, Number 3 (August 2002).

² Kyo Maclear will be a guest speaker in our class on March 31st.